

04-27-05

1642

DOCKET NO.: CEPH-1447

PATENT

*By Sey
J. H.*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Robert Siman, Donna Bozyczko-Coyne,
Sheryl L. Meyer and Ratan Venkatraman
Bhat

Confirmation No.: 1229

Application No.: 09/473,619

Group Art Unit: 1642

Filing Date: December 29, 1999

Examiner: Yaen, Christopher H.

For: METHODS FOR DETECTING CELL APOPTOSIS

EXPRESS MAIL LABEL NO: EV614722150US

DATE OF DEPOSIT: April 26, 2005

EV614722150US

Mail Stop SEQUENCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS
FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURE**

In response to the "Notice to Comply With Requirements for Patent Applications
Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures" dated **April 18,**
2005, a response to which is due **May 18, 2005**, enclosed herewith is:

- ☒ Statement to Support Filing and Submission in Accordance with 37 CFR §§1.821 through 1.825;
- ☒ Substitute pages of the Sequence Listing;
- ☒ Substitute copy of the computer readable form of amended Sequence Listing;
- ☒ Amendment Directing Entry of Sequence Listing into Specification is attached
- ☒ Copy of Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;
- ☐ Other:

- ☐ Request is hereby made under 37 CFR § 1.136(a) to extend the time for response to the Notice to File Missing Parts of Application of _____ to and through _____, comprising an extension of the shortened period of _____ months:


	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$215	\$	\$430	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$490	\$	\$980	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$765	\$	\$1530	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$1040	\$	\$2080	\$
TOTAL FEE DUE		\$0		\$0

Applicant(s) has/have not been notified that the requested extension will not be permitted. The present application is not involved in an interference declared pursuant to 37 CFR § 1.207.

Total fee required **\$0.00**

- ☒ The Commissioner is hereby authorized to charge any deficiency or credit any overpayment of the fees associated with this communication to Deposit Account No. 23-3050.

Date: April 26, 2005


 Felicity E. Groth
 Registration No. 47,042

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 One Liberty Place - 46th Floor
 Philadelphia PA 19103
 Telephone: (215) 568-3100
 Facsimile: (215) 568-3439



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CEP
APR 2-6 2005
OFFICE
PATENT & TRADEMARK

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/473,619

12/29/1999

ROBERT SIMAN

02655/062002

1229

46347

7590

04/18/2005

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PHILADELPHIA, PA 19103

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EXAMINER

YAEN, CHRISTOPHER H

ART UNIT

PAPER NUMBER

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DATE MAILED: 04/18/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./CONTROL NO. 09/473619	FILING DATE 12/29/1999	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION Siman et al	ATTORNEY DOCKET NO. 02655/062002
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APR 26 2005

EXAMINER

Christopher Yaen

ART UNIT

PAPER

1642

4052005

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 C.F.R. § 1.821(a)(1) and (a)(2). However, this application fails to comply with the requirements of 37 C.F.R. §§ 1.821-1.825 for the reason(s) set forth on the attached Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures. Applicant must comply with the requirements of the sequence rules (37 CFR 1.821 - 1.825) before the application can be examined under 35 U.S.C. §§ 131 and 132.

APPLICANT IS GIVEN ONE MONTH FROM THE DATE OF THIS LETTER WITHIN WHICH TO COMPLY WITH THE SEQUENCE RULES, 37 C.F.R. §§ 1.821-1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 C.F.R. § 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 C.F.R. § 1.136. In no case may an applicant extend the period for response beyond the six month statutory period. Direct the response to the undersigned. Applicant is requested to return a copy of the attached Notice to Comply with the response.

Please direct all replies to the United States Patent and Trademark Office via one (1) of the following:

1. Electronically submitted through EFS-Bio (<<http://www.uspto.gov/efc/efs/downloads/documents.htm>>, EFS Submission User Manual - ePAVE)
2. Mailed to:
U.S. Patent and Trademark Office
Box Sequence, P.O. Box 2327
Arlington, VA 22202

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examine Christopher Yaen whose telephone number is (571) 272-0838.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Jerrey Siew. (571-272-0787)

ART UNIT 1642

APRIL 15, 2005